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PATENT  
Customer No. 22,852  
Attorney Docket No. **04329.2682-00**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
)  
**Masanori WATANUKI** ) Group Art Unit: 2644  
)  
Serial No.: 09/963578 ) Examiner: Faulk, Devona E.  
)  
Filed: September 27, 2001 )  
) Confirmation No.: 9687  
For: MUSIC REPRODUCTION )  
APPARATUS, AUDIO PLAYER, )  
AND HEADPHONE )

**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**Sir:**

**RESPONSE TO RESTRICTION REQUIREMENT**

In a Restriction Requirement mailed June 16, 2005, the Examiner required restriction under 35 U.S.C. § 121 between the following species, as characterized by the Examiner: Species 1 - Figure 4; Species 2 - Figure 5; Species 3 - Figure 6; Species 4 - Figure 7; Species 5 - Figure 8; Species 6 - Figure 9; Species 7 - Figure 10; and Species 8 - Figure 11. Applicant provisionally elects to prosecute Species 3, Figure 6. Claims 21-28 are readable on the elected species.

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Application No. 09/963,578  
Filed: September 27, 2001  
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Please grant any extensions of time required to enter this response and charge  
any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

*Richard V. Burgujian*

Dated: July 15, 2005

By: *[Signature]* #27,432  
Richard V. Burgujian  
Reg. No. 31,744